IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1239 OF 2006

Shri Hari Shankar Rajnath Rai. ...Applicant
V/s.
State of Maharashtra. ...Respondent

Shri G.V. Bhagat for Applicant.
Ms.S.D. Shinde, APP for the State.

CORAM : V.M. KANADE, J.

DATED : APRIL 12, 2006

P.C. :-

. Heard learned Counsel for the applicant and learned APP for the State.

. Learned APP states that the investigation is not yet completed. The allegation against the applicant is that he has opened the bogus account and deposited Rs.4,50,000/- belonging to the complainant.

. Learned Counsel for the applicant submits that since the investigation is not yet over, he seeks permission to withdraws the present application with liberty to file a fresh application if the chargesheet

is not filed within the stipulated period as prescribed under Section 167 or after the filing of the chargesheet.

. Application is allowed to be withdrawn with liberty as prayed.

(V.M. Kanade, J.)